

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**UNITED STATES OF AMERICA**

**CASE NO. 3:23-CR-00070**

**VERSUS**

**JUDGE TERRY A. DOUGHTY**

**KYLAN D. MANNING (01)**

**MAG. JUDGE KAYLA D. MCCLUSKY**

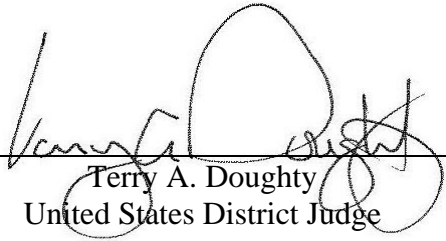
**ORDER**

Pending before the Court is a Motion for Reconsideration [Doc. No. 73] filed by Defendant, Kylan D. Manning. Movant asks the Court to reconsider its Judgment [Doc. No. 72] adopting the report and recommendations of the Magistrate Judge [Doc. No. 70].

While there is no motion for reconsideration *per se*, there is a motion to alter or amend judgment under Federal Rule of Civil Procedure 59(e). The Fifth Circuit has explained that a Rule 59(e) motion “calls into question the correctness of a judgment,” but “is not the proper vehicle for rehashing evidence, legal theories, or arguments that could have been offered,” or were offered, “before the entry of judgment.” *Templet v. HydroChem, Inc.*, 367 F.3d 473, 478-79 (5th Cir. 2004) (citations and internal quotation marks omitted). The Court has considered the Motion. Accordingly,

**IT IS ORDERED** that the Motion is **GRANTED**, and the Court’s May 29, 2024, Judgment [Doc. No. 72] adopting the report and recommendations of the Magistrate Judge is **VACATED**.

Monroe, Louisiana, this 3rd day of June 2024.



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Terry A. Doughty  
United States District Judge